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8 **UNITED STATES DISTRICT COURT**
9 **EASTERN DISTRICT OF CALIFORNIA**
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11 ANNA LYNN BROWN,

12 Plaintiff,

13 v.

14 COMMISSIONER OF SOCIAL
15 SECURITY,

16 Defendant.

Case No. 1:20-cv-00721-SAB

ORDER REQUIRING PLAINTIFF TO SHOW
CAUSE WHY THIS ACTION SHOULD NOT
BE DISMISSED FOR FAILURE TO
PROSECUTE

FIVE DAY DEADLINE

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18 On May 22, 2020, Anna Lynn Brown (“Plaintiff”) filed this action seeking judicial
19 review of a final decision of the Defendant Commissioner of Social Security (“Defendant” or
20 “Commissioner”) denying her application for disability benefits pursuant to the Social Security
21 Act. On March 16, 2021, an order issued granting Plaintiff’s motion for a sixty (60) day
22 extension in order to file the opening brief in this action. (ECF Nos. 21, 24.) Plaintiff was
23 ordered to file her opening brief on or before May 10, 2021. (ECF No. 24.) The deadline to file
24 the opening brief has passed and Plaintiff has neither filed a brief or requested a further extension
25 of time to do so.

26 Local Rule 110 provides that “[f]ailure of counsel or of a party to comply with these
27 Rules or with any order of the Court may be grounds for imposition by the Court of any and all
28 sanctions . . . within the inherent power of the Court.” The Court has the inherent power to

1 control its docket and may, in the exercise of that power, impose sanctions where appropriate,
2 including dismissal of the action. Bautista v. Los Angeles County, 216 F.3d 837, 841 (9th Cir.
3 2000).

4 Accordingly, IT IS HEREBY ORDERED that Plaintiff SHALL SHOW CAUSE IN
5 WRITING why this action should not be dismissed for failure to prosecute within **five (5) days**
6 of the date of service of this order. Failure to comply with this order to show cause shall result in
7 the recommendation that this action be dismissed for failure to prosecute.

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9 IT IS SO ORDERED.

10 Dated: May 17, 2021


UNITED STATES MAGISTRATE JUDGE